

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

22154 U.S. PTO  
10/729632  
120503

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of Michael O'Connor and Marion E. Cox for **Controlled Environment Device**.

CERTIFICATION UNDER 37 C.F.R. § 1.10

I hereby certify that this New Application Transmittal and the documents referred to as enclosed therein are being deposited with the U.S. Postal Service on this date **December 5, 2003** in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number **EV 329477435 US** addressed to: **Box Patent Application**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Karen B. Webber*  
Karen B. Webber

1. **Type Of Application**  
This new application is for a(n)  
☒ Original (nonprovisional)  
☒ Continuation.
2. **Benefit Of Prior U.S. Application(s)** (35 U.S.C. §§ 119(e), 120, or 121)  
☒ The new application being transmitted claims the benefit of prior U.S. application(s) and enclosed are **ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S. APPLICATION(S) CLAIMED.**
3. **Papers Enclosed That Are Required For Filing Date Under 37 C.F.R. § 1.53(b) (Regular) or 37 C.F.R. § 1.153 (Design) Application**  
24 Pages of Specification  
6 Pages of Claims  
1 Page of Abstract  
4 Sheets of Formal Drawings
4. **Additional Papers Enclosed**  
☒ Preliminary Amendment
5. **Combined Declaration and Power of Attorney**  
☒ Enclosed (executed copy)
6. **Inventorship Statement**  
The inventorship for all the claims in this application is:  
☒ the same
7. **Language**  
☒ English
8. **Fee Calculation (37 C.F.R. § 1.16)**  
☒ Regular application

CLAIMS AS FILED

Number Filed	Number Extra	Rate	Basic Fee - \$770.00 (37 C.F.R. § 1.16(a))
Total Claims (37 C.F.R. § 1.16(c))	20 - 20 =	0 × \$18.00 =	\$0.00
Independent Claims (37 C.F.R. § 1.16(b))	3 - 3 =	0 × \$86.00 =	\$0.00
Multiple Dependent Claim(s), if any (37 C.F.R. § 1.16(d))	+ \$290.00 =		\$0.00
Filing Fee Calculation			\$770.00

## 9. Small Entity Statement(s)

☒ Verified Statement(s) that this is a filing by a small entity under 37 C.F.R. §§ 1.9 and 1.27.

Filing Fee Calculation (50% of above) \$385.00

## 10. Fee Payment Being Made At This Time

☒ Enclosed☒ basic filing fee \$385.00

Total Fees Enclosed \$385.00

## 11. Method of Payment of Fees

☒ Check in the amount of \$385.00

## 12. Authorization To Charge Additional Fees and Credit Overpayment

☒ The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No.: 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

## 13. Appointment of Associate Attorneys and Agents

☒ Enclosed (executed)

## 14. Return Receipt Postcard

☒ Enclosed

Dated: December 5, 2003

Christine A. Lekutis  
Registration No.: 51,934MEDLEN & CARROLL, LLP  
101 Howard Street, Suite 350  
San Francisco, California 94105  
415.904.6500☒ Incorporation By Reference Of Added Pages☒ Plus Added Pages For New Application Transmittal Where Benefit Of Prior U.S. Application(s)  
ClaimedNumber of pages added 1

**ADDED PAGES FOR APPLICATION TRANSMITTAL  
WHERE BENEFIT OF PRIOR U.S. APPLICATION(S) CLAIMED**

**15. Relate Back**

**A. 35 U.S.C. § 119(e)**

**B. 35 U.S.C. §§ 120, 121 and 365(c)**

☒ Amend the Specification by inserting before the first line the sentence: "This is a Continuation of copending application **09/972,236** filed on **10/05/2001**, which claims priority to application **60/241,382**, filed on **10/17/2000**."

**16. Further Inventorship Statement Where Benefit Of Prior Application(s) Claimed**

☒ This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventor(s) in this application are

☒ the same.

**17. Notification In Parent Application Of This Filing**

☒ A notification of the filing of this

☒ continuation

is being filed in the parent application from which this application claims priority under 35 U.S.C. § 120.